

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jim A. Larson et al.

Title: POINTING DEVICE WITH INTEGRATED AUDIO INPUT

Docket No.: 884.078US1

Serial No.: 09/211,942

Filed: December 15, 1998

Due Date: November 23, 2000

Examiner: Amare Mengistu

Group Art Unit: 2778

Commissioner for Patents
Washington, D.C. 20231

We are transmitting herewith the following attached items (as indicated with an "X"):

- ☒ A return postcard.
- ☒ An Amendment and Response Under 37 CFR 1.111 (3 Pages).
- ☒ Petition for Extension of Time (1 pg.)
- ☒ A check in the amount of \$890.00 to cover the Extension of Time Fee.

Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers and please charge any additional required fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938, Minneapolis, MN 55402 (612-373-6900)

By: *Ann M. McCrackin*
Atty: Ann M. McCrackin
Reg. No. 42,858

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on this 23 day of February, 2001.

Jane E. Brockschink

Name

Jane E. Brockschink

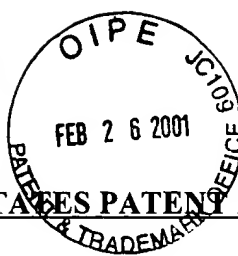
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S/N 09/211,942



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AMENDMENT AND RESPONSE UNDER 37 CFR § 1.111 MAR 01 2001

Technology Center 2600

Commissioner for Patents
Washington, D.C. 20231

Applicant has reviewed the Office Action mailed on August 23, 2000. Please amend the above-identified patent application as follows.

This response is accompanied by a Petition, as well as the appropriate fee, to obtain a three-month extension of the period for responding to the Office action, thereby moving the deadline for response from November 23, 2000 to February 23, 2000.

REMARKS

Applicant has carefully reviewed and considered the Office Action mailed on August 23, 2000, and the references cited therewith.

Claims 1-15 remain pending in this application.

Applicant traverses the 35 U.S.C. §103 rejections because the references do not teach or suggest every claim element. See MPEP §2143. Specifically, Armbruster does not teach or suggest a transmitter and the Berkson/Armbruster combination does not teach or suggest a transmitter, voice translation software, or certain acts of transmitting and translation. Therefore, Applicant respectfully requests reconsideration of the rejections and passage of the claims to allowance.

Claims 1-3 are Patentable over Armbruster under §103

Claims 1-3 were rejected under 35 U.S.C. §103(a) as being unpatentable over Armbruster (U.S. Patent No. 3,376,551).

Claims 1-3 include "a transmitter located in the housing for transmitting electronic voice signals received by the microphone to an external device." The Office Action equates element 209 in Armbruster with a transmitter. (Office Action dated August 23, 2000, page 2, ¶20).